#### ATKINSON, ANDELSON, LOYA, RUUD & ROMO

A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

RIVERSIDE (951) 683-1122

CERRITOS (562) 653-3200 FAX (562) 653-3333

FAX (951) 683-1144

IRVINE (949) 453-4260 FAX (949) 453-4262 5260 NORTH PALM AVENUE, SUITE 300 FRESNO, CALIFORNIA 93704-2215 (559) 225-6700

SACRAMENTO (916) 923-1200 FAX (916) 923-1222

PLEASANTON (925) 227-9200 FAX (925) 227-9202

FAX (559) 225-3416 WWW.AALRR.COM

SAN DIEGO (858) 485-9526 FAX (858) 485-9412

OUR FILE NUMBER:

October 26, 2010

Victor Osorio, Program Analyst Department of Industrial Relations 455 Golden Gate Avenue, 10th Floor San Francisco, CA 94102

Request for Interim Annual Report through June 30, 2010

LCP ID: 2003.00064

Dear Mr. Osorio:

Pursuant to your request, attached please find an interim report for the 5/1/10 - 6/30/10 period. Please let us know if you need any additional information pertaining to this interim report. Thank you.

Sincerely,

Re:

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

Legal Secretary

/sah

Enclosures

## LABOR COMPLIANCE PROGRAM ANNUAL REPORT (INTERIM)

Format for Approved Program that contracts with Awarding Bodies to provide labor compliance enforcement

Report for the reporting period  $\underline{5/1/2010}_{\text{(mm/dd/yyyy)}}$  to  $\underline{06/30/2010}_{\text{(mm/dd/yyyy)}}$ 

Name of Labor Compliance	Program (LCP): Atkinson, Ande	lson, Loya, Ruud & Romo
<sup>2</sup> . LCP I.D. Number (assigned	by DIR): 2003.00064	3. Date of Initial Approval: March 20, 2003
4. Contact person (include nam	ne, title, address, telephone, fax, and	d e-mail, if available): Bryan G. Martin, Esq.
5260 North Palm Avenue, Suit	te 300	
Fresno, California 93727		
(559) 225-6700; facsimile (559	9) 225-3416; email: bmartin@aalr	rr.com
enforcement. If none, pleas	se proceed directly to item 7 and pr	other Awarding Bodies with whom the LCP currently has a contract to provide compliance rovide all requested information. Then complete the information below, and sign and submit this ant455 Golden Gate Avenue, 10 <sup>th</sup> Floor, San Francisco, CA 94102.
CALAVERAS USD	GOLDEN VALLEY USD	UNIVERSITY HIGH SCHOOL NEVADA JOINT UNION HSD
CHAWANAKEE USD	PIONEER UESD	SANGER USD
1		
	for the Department of Industrial R	Relations to better assist you with your program in the coming year? (attach additional sheets if
necessary):		
SUBMITTED BY:	ſ	
f) A	m:	15 21 2
5man 9	Bry Bry	Name and Title  Date
Signature		Name and Title Date

LC	P-A	R3
----	-----	----

6. LC § 1771.5 enforcement ac Awarding Body covered in this		information request	ed, attaching	as many s	heets as neces	sary, and <i>ple</i>	ease comple	ete separate forms for each
Awarding Body: <u>CALA</u> A. List projects handled by LC		2 months						
Project Nan		Bid Advertiser	nent Date		Prime C	ontractor		Contract Amount
Toyon Middle School 2 Story (site work)		12/21/09		Vincigue	erra Construct			\$67,000.00
Jenny Lind Playground and S	hade Structure	03/04/10		Diede C	onstruction			\$186,990.00
Total								\$253,990.00
B. Summary of all wages and	penalties assessed a	and/or recovered.						
Project Name	Project Name  Affected Contractor (who directly employed the worker)		Amoun Assesse		Amount Recovered	Forf Reques La	oval of eiture ted from abor issioner?	Description of Violation
						□ Yes	☐ No	
			×			□ Yes	ΓNo	
	,					┌ Yes	Г No	
						□ Yes	Г No	
*						☐ Yes	Г №	
						☐ Yes	ΓNo	× 1
Total								

LC	P-	A	R3
	<i>-</i> 1. "	A 37.7	

LC § 1771.5 enforcement ac warding Body covered in this		information request	ed, attaching	as many sheets as nece	essary, and <i>please compl</i>	ete separate forms for each
varding Body:GOLD						
List projects handled by LC						
Project Nan		Bid Advertisen	THE RESERVE OF THE PERSON	av a monator.	Contractor	Contract Amount
Liberty High School New Sta	dium & Structure	Lease-Leaseback (Ed. Code 17406)		Harris Construction		\$4,646,959.00
Total						\$4,646,959.00
. Summary of all wages and	penalties assessed ar	nd/or recovered.				
Project Name	Affected Contractor (who directly employed the worker)		Amoun Assesse	130 (030) (030) (030)	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
			*	3-1/	⊤Yes	
8					Г Yes	
					Γ Yes Γ No	
					□ Yes □ No	
					□ Yes □ No	
×					Г Yes	
Total						

6. LC § 1771.5 enforcement act Awarding Body covered in this		nformation requeste	ed, attaching	as mar	ny sheets as necess	ary, and <i>ple</i>	ase complet	te separate forms for each
Awarding Body:	UNIVERSITY HIC	GH SCHOOL						
A. List projects handled by LCI	P within the past 12	months.						
Project Nam	ie	Bid Advertisen	nent Date		Prime Co	ntractor		Contract Amount
New Facility		01/15/09		Zumy	walt Construction			\$10,096,000
						3		
*				-				
				-			•	
Total								\$10,096,000
B. Summary of all wages and p	penalties assessed an	d/or recovered.						
Project Name	Affected Contractor (who directly employed the worker)		Amour Assesse	100.	Amount Recovered	Forf Reques	oval of feiture sted from abor issioner?	Description of Violation
						□ Yes	ΓNο	
						☐ Yes	□ No	
						□ Yes	Г No	
						☐ Yes	□ No	
						┌ Yes	□ No	
						□ Yes	□ No	
Total		<b>看得是</b> 例如别						

6. LC § 1771.5 enforcement ac  Awarding Body covered in this		information request	ed, attaching	as many sheets as nece	ssary, and <i>please comple</i>	ete separate forms for each
Awarding Body: <u>NEVA</u>	DA JOINT UNION	HIGH SCHOOL I	DISTRICT			
A. List projects handled by LC	P within the past 12	months.				
Project Nan	ne	Bid Advertiser	nent Date	Prime C	Contractor	Contract Amount
Modernization - Phase 2D Ad	ldition	Lease-Leaseback (Ed. Code 17406		SW Allen Construction	n, Inc.	\$950,000.00
	-					
Total						\$950,000.00
B. Summary of all wages and p	penalties assessed ar	nd/or recovered.				
Project Name	Project Name Affected Contractor (who directly employed the worker)		Amoun Assesse		Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
,					□ Yes □ No	
					Г Yes	
					Г Yes	
					Г Yes	
7					Г Yes Г No	
					Г Yes	
Total						

varding Body:								
List projects handled by LCI	P within the past 1							
Project Nam		Bid Advertisem	ent Date		Prime Co	ntractor		Contract Amount
finarets High School – New	School	01/01/08		Bernard	s Builders			\$72,000,000
							34	
		•			0			,
Total .							E Company	\$72,000,000
Summary of all wages and	penalties assessed	and/or recovered.			是特色的 的复数全国特别会			20 20
Affected Project Name (who directly		d Contractor ly employed the orker)  Amount Assesse			Amount Recovered	Forf Reques La	oval of eiture ted from abor issioner?	Description of Violation
						□ Yes	ΓNo	
						☐ Yes	□ No	
						☐ Yes	□No	
						□ Yes	□ No	
						┌ Yes	ΓNo	
					*	☐ Yes	Г No	
Total					·····	第三章 17 Jan 19		

6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and ple	ease complete separate forms for each
Awarding Body covered in this report).	200

Awarding Body: PIONEER UESD

A. List projects handled by LCP within the past 12 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
New Water Well Project	09/29/08	Travoli Construction/Zim Industries	\$2,505,467.00
			*
181			
Total			\$2,505,467.00

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
	7			Г Yes  Г No	
				Г Yes	
				□ Yes □ No	
				□ Yes □ No	
	V			Г Yes	
1				□ Yes □ No	N .
Total		7			

L	01	D_	Δ	D	3
			CIL.	I/X	J

5. LC § 1771.5 enforcement ac Awarding Body covered in thi		information request	ed, attaching	as many sheets as nece	ssary, and <i>please comple</i>	ete separate forms for each
Awarding Body:SANC						
A. List projects handled by LC	P within the past 12	months.				
Project Nar	ne	Bid Advertisen	nent Date	Prime C	Contractor	Contract Amount
New Elementary School	Vew Elementary School		Lease-Leaseback (Ed. Code 17406)			\$16,597,000.00
				1		
Total	otal					\$16,597,000.00
3. Summary of all wages and	penalties assessed a	nd/or recovered.				
Project Name	Affected Contractor (who directly employed the worker)		Amoun Assesse		Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
					□ Yes □ No	
					Г Yes Г No	
					Г Yes	
					Г Yes	
+					□ Yes □ No	
					□ Yes □ No	
Total						

otal			Assessed	Amount Recovered			Explanation				
otal											
For any amoun	at identified in iter	n B for which	approval of fo	rfeiture was rec	quested from	the Labor Comm	issioner, pleas	se provide the fo	llowing:		
Project		Amount	Assessed				Amount				
Name	LC §1776(g)	LC § 1775	LC § 1775 LC § 1813 Wages T			LC § 1776(g)	LC § 1775 LC § 1813		Wages Total		
otal	that are or were th	a subject of I	C \$ 1742 mmoor	adin aa							
	ect Name		Contractor		Nature of Vi	olation	ODL Cas	e #	Current S	tatus	
Did you refer a	any contractor to t		missioner for	debarment per	LC § 1777.1	?					
Please check one:	□ Yes	₩ No									
If yes, identify	affected contract	or(s) or subco	ntractor(s) and	date(s) of refe	rral:						
. Did you refer a	any apprenticeshi	p violation to t	he Division of	Apprenticeshi	p Standards	(DAS)?					
Please check one:	☐ Yes	₽ No	)								

- 7. On a separate sheet, provide a certificate of compliance with conflict of interest disclosure requirements by employees and consultants who participate in making governmental decisions (as defined under 2 CCR § 18701) along with the names of LCP personnel who are filing disclosure statements and the agencies with which those statements are being filed.

  8. Please update the following information per 8 CCR § 16426(a)(2), (3) and (5) disclosure requirement.
- A. Identify the geographical areas in which the program intends to operate and the identity of any public agencies not previously identified in this report with which the program intends to contract to provide labor compliance enforcement.

### CALAVERAS, MADERA, FRESNO, NEVADA AND KINGS COUNTIES

B. State whether the entity shares personnel, management, ownership or other close affiliation with any of the following: (1) any contractor or subcontractor that within the preceding five years has been awarded a public works contract within the geographical area in which the program operates or intends to operate or with any public agency with which the program has contracted or intends to contract to provide labor compliance enforcement; (2) any person or entity who has been the surety on such a contract; (3) any joint labor-management committee established pursuant to the Federal Labor Management Cooperation Act of 1978 (section 175a of Title 29 of the United States Code); or (4) any person or entity who has represented workers employed in the same or similar classifications as those employed for such a contract and who has been engaged in (i) an organizational campaign under the National Labor Relations Act with contractors competing for such contracts or (ii) a jurisdictional dispute with another collective bargaining representative of workers utilized for such contracts.

For each affiliation, please provide the name, address, telephone number, and principal contact person for the person or entity; please identify shared personnel, management, and ownership; and if applicable, please provide a short description of the nature and extent of any other close affiliation:

### NO AFFILIATION

C. Identify the attorney or law firm available to provide legal support for the LCP, and whether the persons or firms providing that support also represent any contractor, subcontractor, surety, or worker representative referred to in the preceding item.

Attorney/Law Firm Name (include address, contact person, and telephone number)

Bryan G. Martin / Atkinson, Andelson, Loya, Ruud & Romo

5260 North Palm Avenue, Suite 300, Fresno, California 93704

(559) 225-6700

# LABOR COMPLIANCE PROGRAM ANNUAL REPORT (INTERIM)

Format for Approved Program that contracts with Awarding Bodies to provide labor compliance enforcement

Report for the reporting period 5/1/2010 to 6/30/2010 (mm/dd/yyyy)

1. Name of Labor Compliance Program (LCP): CLOVIS UNIFIED SO	CHOOL DISTRICT
2. LCP I.D. Number (assigned by DIR): 2003.00368	3. Date of Initial Approval: January 27, 2004
4. Contact person (include name, title, address, telephone, fax, and e-ma	nil, if available): Bryan G. Martin, Labor Compliance Officer
5260 North Palm Avenue, Suite 300 Fresno, California 93704 (559) 225-6700 / (559) 225-3416 fax; bmartin @aalrr.com	
(339) 223-67007 (339) 223-3410 lax, billattili @aaii1.com	
enforcement. If <i>none</i> , please proceed directly to item 7 and provide form to DIR, Office of the Director, Attn: LCP Special Assistant455	Awarding Bodies with whom the LCP currently has a contract to provide compliance all requested information. Then complete the information below, and sign and submit this Golden Gate Avenue, 10 <sup>th</sup> Floor, San Francisco, CA 94102.
CLOVIS UNIFIED SCHOOL DISTRICT	
What suggestions do you have for the Department of Industrial Relation necessary):	ns to better assist you with your program in the coming year? (attach additional sheets if
SUBMITTED BY:	
B. G. Mist	10212
	MARTIN, L.C.O.  Date

T.	C	P-A	AF	2.3
a.	$\sim$	- 4	22	$\sim$

6. LC § 1771.5 enforcement active Awarding Body covered in this in		nformation requeste	ed, attaching	as mar	ny sheets as neces	sary, and <i>pl</i>	lease comple	te separate forms for each	
Awarding Body:CLOVIS	S USD								
A. List projects handled by LCP	within the past 12	months.							
Project Name	,	Bid Advertisement Date		Prime Contractor				Contract Amount	
New Elementary School - Dako	ota & Armstrong	02/12/2010		Harri	s Construction			\$15,049,316.00	
Total								\$15,049,316.00	
B. Summary of all wages and pe	enalties assessed an	d/or recovered.	7100						
Project Name	(who directly	Affected Contractor to directly employed the worker)		t d	Amount Recovered	For Reques	roval of feiture sted from abor hissioner?	Description of Violation	
						☐ Yes	ΓNο		
						□ Yes	Г No		
	H					□ Yes	□No		
						□ Yes	ΓNo		
e e						┌ Yes	Г No		
					- N - N - N - N - N - N - N - N - N - N	□ Yes	Г No		
Total									

For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:  Project Name   CC § 1776(g)   LC § 1775   LC § 1813   Wages   Total   LC § 1776(g)   LC	Project Name		Amount	Amount Assessed Amount Recovere		Explanation						
For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:  Project Amount Assessed Amount Recovered Name LC § 1776(g) LC § 1775 LC § 1813 Wages Total LC § 1776(g) LC § 1775 LC § 1813 Wages Total  LC § 1776(g) LC § 1775 LC § 1813 Wages Total  Identify cases that are or were the subject of LC § 1742 proceedings.  Project Name Contractor Nature of Violation ODL Case # Current Status  Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?  Please check one:												
Project Amount Assessed Amount Recovered  LC § 1776(g) LC § 1775 LC § 1813 Wages Total LC § 1776(g) LC § 1775 LC § 1813 Wages Total  LC § 1776(g) LC § 1775 LC	Total											
Name		nt identified in iter		5.00.000	rfeiture was red	quested from	the Labor Comm	issioner, pleas		ollowing:		
Total  Identify cases that are or were the subject of LC § 1742 proceedings.  Project Name  Contractor  Nature of Violation  ODL Case #  Current Status  Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?  Please check one:				U DATES WAS TO A SOCIO OF STREET				100000000000000000000000000000000000000				
Identify cases that are or were the subject of LC § 1742 proceedings.  Project Name  Contractor  Nature of Violation  ODL Case #  Current Status  Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?  Please check one:	Name	LC §1776(g)	LC § 1775	LC § 1775 LC § 1813 Wage.		es Total LC § 1776		LC § 1775	LC § 1813	Wages	Total	
Project Name  Contractor  Nature of Violation  ODL Case #  Current Status  Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?  Please check one:	Γotal											
Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?  Please check one:												
Please check one:	Proj	ject Name		Contractor	]	Nature of Vi	olation	ODL Cas	e #	Current S	tatus	
Please check one:												
Please check one:  Yes  No  If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral:  5. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?  Please check one:  Yes  No												
If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral:  Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?  Please check one:	Did you refer	any contractor to t		missioner for o	debarment per	LC § 1777.1	?					
. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?  Please check one:												
Please check one:	If yes, identify	y affected contract	tor(s) or subcor	ntractor(s) and	date(s) of refe	rral:						
Treats their time.	. Did you refer	any apprenticeshi	p violation to t	he Division of	Apprenticeshi	p Standards	(DAS)?					
If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral:	Please check one:	□ Yes	₽ No	)								
	If yes, identify	y affected contract	tor(s) or subco	ntractor(s) and	date(s) of refe	rral:					_	

7. On a separate sheet, provide a certificate of compliance with conflict of interest disclosure requirements by employees and consultants who participate in making governmental decisions (as defined under 2 CCR § 18701) along with the names of LCP personnel who are filing disclosure statements and the agencies with which those statements are being filed.								
8. Please update the following information per 8 CCR § 16426(a)(2), (3) and (5) disclosure requirement.								
A. Identify the geographical areas in which the program intends to operate and the identity of any public agencies not previously identified in this report with which the program intends to contract to provide labor compliance enforcement.								
WITHIN CLOVIS UNIFIED SCHOOL DISTRICT, FRESNO COUNTY, CA								
B. State whether the entity shares personnel, management, ownership or other close affiliation with any of the following: (1) any contractor or subcontractor that within the preceding five years has been awarded a public works contract within the geographical area in which the program operates or intends to operate or with any public agency with which the program has contracted or intends to contract to provide labor compliance enforcement; (2) any person or entity who has been the surety on such a contract; (3) any joint labor-management committee established pursuant to the Federal Labor Management Cooperation Act of 1978 (section 175a of Title 29 of the United States Code); or (4) any person or entity who has represented workers employed in the same or similar classifications as those employed for such a contract and who has been engaged in (i) an organizational campaign under the National Labor Relations Act with contractors competing for such contracts or (ii) a jurisdictional dispute with another collective bargaining representative of workers utilized for such contracts.								
For each affiliation, please provide the name, address, telephone number, and principal contact person for the person or entity; please identify shared personnel, management, and ownership; and if applicable, please provide a short description of the nature and extent of any other close affiliation:								
NO AFFILIATION								
C. Identify the attorney or law firm available to provide legal support for the LCP, and whether the persons or firms providing that support also represent any contractor, subcontractor, surety, or worker representative referred to in the preceding item.  Attorney/Law Firm Name (include address, contact person, and telephone number)								
Bryan G. Martin / Atkinson, Andelson, Loya, Ruud & Romo 5260 North Palm Avenue, Suite 300, Fresno, California 93704 (559) 225-6700								